

**House Judiciary Committee Amendment No. 2**

**AMENDMENT NO.** \_\_\_\_\_

\_\_\_\_\_  
**Signature of Sponsor**

**AMEND Senate Bill No. 2737**

**House Bill No. 2054\***

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

by deleting the amendatory paragraph beginning on the bottom of page 8 of House Judiciary Committee Amendment No. 1 in its entirety and by substituting instead the following:

AND FURTHER AMEND by adding the following new Section:

Section \_\_\_\_\_. Tennessee Code Annotated, Section 36-1-111(k)(2), is amended by deleting the language after subdivision (k)(2) beginning with "In all cases" and ending with "conducting the surrender proceeding: and by substituting instead the following:

(2) In accordance with the provisions of subdivision (1), the following information shall be obtained under oath at the time of the surrender in Tennessee, when using a Tennessee surrender form, or at the time of the confirmation of the parental consent:

AND FURTHER AMEND by deleting the words and punctuation "biological parents of the child," in Section 8(10)(A) of the printed bill and by substituting instead the words and punctuation "biological parents or child of an adopted person or person for whom any adoption record, sealed record, sealed adoption record or post-adoption record is maintained,".

AND FURTHER AMEND by adding the following language to the end of subdivision (c)(1)(C) that begins on the bottom of page 11 and ends on page 12 of the amendatory language of House Judiciary Committee Amendment No.1:

If an adopted person or a person for whom records are maintained as described in paragraph (A) is deceased, the lineal descendants of such person may petition the court pursuant to § 36-1-138 to be given access to the records of such person.

AND FURTHER AMEND by adding the following as a new section:

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Section \_\_\_\_\_. Tennessee Code Annotated, Section 36-1-138(c), is amended by adding the following as a new subdivision (7):

(7) The movant is a lineal descendant of a deceased adopted person or person or a person for whom records are maintained as described in § 36-1-127(c)(1)(A).

AND FURTHER AMEND by deleting the amendatory language of subsection (a) located in the middle of page 14 of House Judiciary Committee Amendment No. 1 which replaces subsection (a) of Section 98 of the printed bill and by substituting instead the following:

(a) The department, or a licensed child-placing agency or the licensed clinical social worker which has had a prior relationship with the persons states above through placement of a child or through a home study process and which maintain a limited record or post-adoption record, shall, subject to the written consent of each party and only in any situation where contact has been sought, transmit between an adopted person twenty-one (21) years of age or older or a person for whom records are maintained as described I § 36-1-127(c)(1)(A), or their legal representative, and their parent, their sibling, their lineal ancestor, or their lineal descendant any written, photographic, video, or audio communication which they may have, and which is not contained in the records of the department, the licensed child-placing agency or the licensed clinical social worker, even if no direct contact is permitted or desired.

AND FURTHER AMEND by deleting from the amendatory language of Section 104 located on page 29 of House Judiciary Committee Amendment No. 1, the symbols and number "(2)" in the

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second designated subdivision (2) and by deleting the symbols and number “(3)” in designated subdivision (3), and by substituting instead the symbols and numbers “(3)” and “(4)”, respectively.

AND FURTHER AMEND by deleting the directory language of the amendatory paragraph beginning on the bottom of page 17 of House Judiciary Committee Amendment No. 1 and by substituting instead the following:

Tennessee Code Annotated, Section 36-1-130, is amended by deleting

subsections (b), (c) and (d) in their entireties and by substituting instead the following:

AND FURTHER AMEND by deleting the language “or Guardianship Minute Book” from the amendatory language of subdivision (B) located in the middle of page 6 of House Judiciary Committee Amendment No.1 and by substituting instead the language “of Guardianship Minute Book”.